

#13 / Recipient  
5/29/02

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicant(s): Glen H. ERIKSON et al.

Serial No: 09/713,177

Group Art Unit: 1656

Filed: November 15, 2000

Examiner: S. Chunduru

Att. Docket No.: E1047/20048

Confirmation No.: 3217

For: TRIPLEX AND QUADRUPLIX CATALYTIC HYBRIDIZATION

**REQUEST FOR CONSIDERATION OF IDS  
AND REMAILING OF FINAL REJECTION**Commissioner for Patents  
Washington, DC 20231

FAX RECEIVED

MAY 07 2002

GROUP 1600  
RECEIVED

MAY 22 2002

TECH CENTER 1600/2900

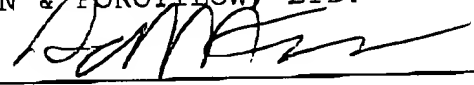
Sir:

A Final Rejection in the above-identified application was mailed from the Office on April 26, 2002. The Final Rejection fails to acknowledge consideration of the Information Disclosure Statements (IDSs) filed by Applicants on April 3 and 18, 2002. Copies of the corresponding date-stamped postcard receipts are attached. The IDSs were filed with Certificates of Mailing, as evidenced by the attached copies of the respective Transmittal Forms (complete copies of the IDSs are available upon request), and should have been considered by the Examiner in preparing the Final Rejection. Accordingly, Applicants respectfully request the Examiner to withdraw the Final Rejection, review the IDSs and issue a new Office Action making record consideration of the references cited in the IDSs.

Respectfully submitted,  
CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOV, LTD.

OFFICIAL

By

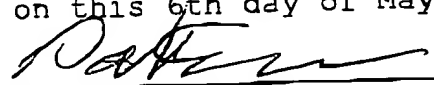
  
 David M. Tener  
 Registration No. 37,054  
 Customer No. 03000  
 (215) 567-2010  
 Attorneys for Applicants

May 6, 2002

Please charge or credit our Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.

**FACSIMILE TRANSMISSION CERTIFICATION**

I hereby certify that this correspondence re Application No. 09/713,177 is being transmitted via facsimile to Examiner S. Chunduru of Group Art Unit 1637 of the United States Patent and Trademark Office at (703) 308-2742 on this 6th day of May, 2002.

  
 David M. Tener, Reg. No. 37,054

Applicant : Glen H. ERIKSON et al.  
Serial No. : 09/713,177  
For : TRIPLEX AND QUADRUPLIX CATALYTIC  
HYBRIDIZATION  
Filed : November 15, 2000 Group Art : 1656  
Examiner : S. Chunduru

The PTO stamp upon this card acknowledges the receipt  
of an Information Disclosure Statement, a Form 1449/PTO  
with 1 attachment, and a Return Postcard.

re the above entitled matter.

DMT/cjt  
E1047/20048

Date mailed:  
April 3, 2002



RECEIVED

MAY 22 2002

TECH CENTER 1600/2900

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

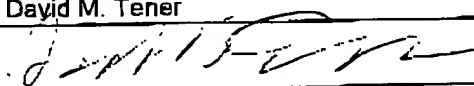
Approved for use through 10/31/2002, OMB 0651-0031

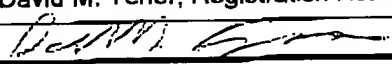
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>  (with 1 attachment)	Application Number	09/713,177	
	Filing Date	November 15, 2000	
	First Named Inventor	Glen H. ERIKSON	
	Group Art Unit	1656	
	Examiner Name	S. Chunduru	
Total Number of Pages in This Submission	3	Attorney Docket Number	E1047/20048

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Form 1449/PTO w/ 1 attachment - Return Receipt Postcard
Remarks The Office is authorized to change or credit our Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd. Customer No. 03000 David M. Tener
Signature	
Date	April 3, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <span style="border: 1px solid black; padding: 2px;">April 3, 2002</span>			
Typed or printed name	David M. Tener, Registration No. 37,054		
Signature		Date	April 3, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

 RECEIVED  
 MAY 2 2 2002  
 TECH CENTER 1600/2900

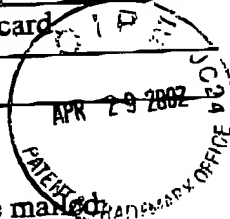
Applicant : Glen H. ERIKSON et al.  
Serial No. : 09/713,177  
For : TRIPLEX AND QUADRUPLIX CATALYTIC  
HYBRIDIZATION  
Filed : November 15, 2000 Group Art : 1656  
Examiner : S. Chunduru

The PTO stamp upon this card acknowledges the receipt  
of an Information Disclosure Statement, a Form 1449/PTO,  
a Transmittal Form and a Return Postcard.

re the above entitled matter.

DMT/cjt  
E1047/20048

Date mailed  
April 18, 2002



RECEIVED  
MAY 2 2 2002  
TECH CENTER 1600/2900



Law Offices  
**CAESAR, RIVISE, BERNSTEIN, COHEN & POKOTILOW, LTD.**

Patents, Trademarks & Copyrights

12th Floor - Seven Penn Center

1635 Market Street

Philadelphia, PA 19103-2212

(215) 567-2010

Fax : (215) 751-1142

Sender's e-mail: dmtener@crbcp.com

**FAX RECEIVED**

MAY 07 2002

**GROUP 1600**

**OFFICIAL**

**RECEIVED**

MAY 22 2002

TECH CENTER 1600/2900

Alan H. Bernstein  
 Stanley H. Cohen  
 Manny D. Pokotilow  
 Barry A. Stein  
 Martin L. Faigus  
 Eric S. Marzluf  
 Robert S. Silver  
 Michael J. Berkowitz  
 Scott M. Slomowitz\*  
 Mona Gupta

David M. Tener  
 Salvatore R. Guerriero\*  
 James J. Kozuch  
 William J. Castillo†  
 Frank M. Linguiri  
 Gary A. Greene  
 Marilou E. Watson  
 Michael J. Cornellison  
 Bruce J. Chasan  
 Marina E. Volin

A.D. Caesar  
 (1901-1995)  
 Charles W. Rivise  
 (1900-1951)  
 Counsel  
 Allan H. Fried  
 Of Counsel  
 Max Goldman\*

\* Also admitted to practice in NJ  
 † Admitted only in NJ and NY

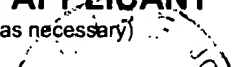
### FACSIMILE TRANSMITTAL SHEET

TO:	U.S. Patent & Trademark Office	DATE:	May 6, 2002
ATTN:	EXAMINER S. CHUNDURU	FROM:	David M. Tener, Esq.
TELECOPIER NO.	(703) 308-2742	PHONE:	Ext. 129
NO. OF PAGES:	<u>6</u> (Including Cover)	RE:	E1047/20048

**IF YOU DO NOT RECEIVE ALL THE PAGES INDICATED ABOVE, PLEASE CALL US BACK AS SOON AS POSSIBLE.** This transmittal contains **PRIVILEGED AND CONFIDENTIAL** information intended only for the use of the addressee. If you are not the intended recipient, you are hereby notified that any dissemination or copying is strictly prohibited. If you have received the transmission in error, please call us immediately by telephone (collect) and we will make arrangements with you to have the original facsimile returned to us at our expense. Thank You.

**COMMENTS:**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for Form 1449A/PTO  <h1 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h1> <p style="text-align: center;">(use as many sheet as necessary)</p> <div style="text-align: center;">  </div>				Complete if Known	
Application Number				09/713,177	
Filing Date				November 15, 2000	
First Named Inventor				Glen H. ERIKSON	
Group Art Unit				1656	
Examiner Name				S. Chunduru	
Attorney Docket Number				E1047/20048	

TECHCENTER 1600/2900

MAY 01 2002

## U.S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T
		Office	Number	Kind Code (If known)			
SFC ↓		WO	97/45539	A1	KUBISTA et al.	12-04-1997	
		GB	2333359	A	LEE et al.	07-21-1999	
		GB	2338301	A	GIBSON et al.	12-15-1999	
		WO	00/20633	A1	BROOKES	04-13-2000	

## OTHER DOCUMENTS - NON PATENT LITERATURE DOCUMENTS

[illegible]

**EXAMINER**

Pradhe Chunduru

DATE CONSIDERED

6/3/02

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.